

**ENTERED**

March 08, 2016

David J. Bradley, Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
GALVESTON DIVISION

UNITED STATES OF AMERICA	§	
	§	
VS.	§	CRIMINAL NO. G-16-02
	§	
MARCO ANTONIO RODRIGUEZ-GALLARDO	§	
a/k/a Marco Antonio Rodriguez		

**ORDER OF DETENTION PENDING TRIAL**

On May 12, 2015, at the Initial Appearance of Defendant, **Marco Antonio Rodriguez-Gallardo**, this Court addressed the matter of his detention. Having confirmed that **Rodriguez-Gallardo** is presently subject to a detainer lodged against him by the Immigration and Customs Enforcement Agency which currently provides for no bond, the Court makes the following findings of fact and conclusions of law.

Since **Rodriguez-Gallardo** has no legitimate claim to a liberty interest that would justify an immediate or meaningful detention determination under 18 U.S.C. § 3142(f), it is the **ORDER** of this Court that good cause exists to postpone the need for such a determination until such time as **Rodriguez-Gallardo** can maintain a legitimate liberty interest before this Court. See United States v. King, 818 F.2d 112, 114 (1<sup>st</sup> Cir. 1987), see also United States v. Coonan, 826 F.2d 1180, 1183 (2<sup>d</sup> Cir. 1987). Accordingly, the Court finds that there is no need to make a detention determination at this time.

It is, therefore, **ORDERED** that the Defendant, **Marco Antonio Rodriguez-Gallardo**, be, and is hereby, **COMMITTED** to the custody of the Attorney General or his designated representative for confinement in a corrections facility.

It is further **ORDERED** that the Defendant, **Marco Antonio Rodriguez-Gallardo**, **SHALL** be afforded a reasonable opportunity for private consultation with defense counsel.

It is further **ORDERED** that upon Order of a Court of the United States or upon request of an attorney for the Government, the person in charge of the corrections facility **SHALL** deliver **Marco**

**Antonio Rodriguez-Gallardo** to the United States Marshal for the purpose of an appearance in connection with a Court proceeding.

**DONE** at Galveston, Texas, this 8th day of March, 2016.

  
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**John R. Froeschner**  
**United States Magistrate Judge**